(1) whether they are aware that applicants who have put in three years' service in a department are given appointments in a quite different department by the Staff Selection Board;

(2) whether the incongruity of one having put in about three years' service in the Revenue Department and having technical qualifications fit for the department to his credit have been appointed as a school master has been brought to their notice;

(3) whether they are aware that all posts which have fallen permanently vacant in every department of the State are referred to the Staff Selection Board by the respective Heads of Departments; if not, will they be pleased to enquire and get a statistics of the same and place it before the Council?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—

(1) Yes, there are instances.

(2) No.

(3) Posts which have fallen permanently vacant and which have to be filled up on the recommendation of the Staff Selection Board are referred to Government by the respective Heads of Departments.

## Compensation under the "Cochin Workmen's Compensation Act".

61. **Mr. K. M. Kunhi Moideen** *(Kattur).*—Will the Government be pleased to state.—

(a) how many applications have been received under the Workmen's Compensation Act;

(b) the number of applications disposed of and the amounts of compensation paid in each;

(c) the nature of injury sustained by each of the applicants?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—

(a) In all, there were 16 applications for compensation received up to the end of the 1st quarter of 1113.

(b) and (c) All the applications were disposed of.

Of the ten applications of dependants in respect of deaths of workmen 3 were compromised between the parties, and 2 dismissed. In the remaining 5 cases a sum of Rs. 1,393—14—0

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was deposited with the Commissioner and the whole amount was disbursed to the dependants of the respective deceased workmen.

Of the 6 cases of permanent disablements, 1 was compromised between the parties and 2 were dismissed. In the remaining 3 cases, a sum of Rs. 289—10—0 in all was deposited and the whole amount was disbursed to the respective injured persons.

The following table shows the nature of injuries sustained by each disabled applicant as also the amount disbursed to catch of them:

| *Nature of injuries.* | *Amount disbursed.* Rs. | As. | Ps. | *Remarks.* |
|---|---|---|---|---|
| 1. Break of the forearm due to a fall while carrying coffee in the Estate | 4 | 0 | 0 | |
| 2. Compound commenated fracture of the right foot as a result of the fall of a tree | 84 | 0 | 0 | |
| 3. Compound commenated fracture of the left arm just above the elbow joint as a result of the fall of a tree | 201 | 10 | 0 | |
| 4. Fracture of a rib due to a fall while loading a vallam | ... | | | Application dismissed |
| 5. Minor injuries due to a fall from a building under construction | ... | | | Compromised |
| 6. Amputation of the left leg below the thigh as a result of the workman being over-run by a cart while transporting cargo | ... | | | Application dismissed |

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**Mr. K. M. Ibrahim** *(Cranganur).*—Will the Government inform the House whether among these mentioned as having been dismissed, there was any finding in any instance that the injury alleged to have been sustained was not sustained?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—I could not follow the Hon'ble Member.

**Mr. K. M. Ibrahim** *(Cranganur).*—Whether among the list of instances of injuries, any finding was made that the injury actually had not happened?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—I cannot give that information now. I want notice.

**Mr. V. K. Krishnankutty** *(Anthikad).*—May I know, Sir, why applications Nos. 4 to 6 were dismissed?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—Because they were not found by the Commissioner to be valid under the rules.

**Mr. C. R. Iyyunni** *(Trichur South).*—Does it mean that no fractures were sustained by the applicant?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—It does not mean that. Simply because the injury is caused, the dependant is not liable to be paid. There are certain conditions to be satisfied under the Act, and it is only after those conditions are satisfied, that damage will be paid.

**Mr. K. M. Kunhi Moideen** *(Kattur).*—In this particular case what were the reasons which prevented them from giving compensation to the applicant?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—Certainly it must be due to the non-compliance of the conditions. I am not in a position now to give you definite information.

**Mr. K. M. Kunhi Moideen** *(Kattur).*—Were the applications dismissed after investigation or before investigation?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—Must be after investigation. There are certain rules which are to be gone through and certain procedure to be followed by the Commissioner before he disposes of a petition. It has to be assumed that he has gone through all that procedure.

**Mr. P. Kumaran Ezhuthassan** *(Wadakkancheri).*—What were the grounds for the dismissal of the applications?

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**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—If you will give me notice I shall answer it at another time.

**Mr. T. S. Balarama Ayyar** *(Trichur North).*—Whether the deaths in those cases where applications have been dismissed occurred within the factory or outside?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—I cannot give more information now than what is given here.

**Mr. K. M. Ibrahim** *(Cranganur).*—Were these compromises made with the consent of the Commissioner? Is it a condition precedent that the consent of the Commissioner should be taken?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—It does not follow. The parties might have compromised.

**Mr. K. M. Ibrahim** *(Cranganur).*—It appears that the machinery for transacting this business is like a Civil Court. May I know whether they could find a cheaper method where the cost could be minimised?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—How is it costly? There is no court fee.

**Mr. K. M. Ibrahim** *(Cranganur).*—But there is a regular trial and the engagement of a vakil, etc.

**Mr. President.**—Investigations have to be made in the matter, whether the injury happened inside the factory, or not.

**Mr. K. M. Kunhi Moideen** *(Kattur).*—It is something like a Debt Conciliation process that we have now.

## Malayalee Immigrants in Ceylon.

62. **Mr. K. M. Ibrahim** (*Cranganur*).—Adverting to Cut Motion No. 8 dated 15th Karkadagam 1111, will the Government be pleased to state what they have done in pursuance of the Diwan President's sympathetic statement, 'We will keep watch over the situation. We will see whether the Ceylon Government have to say anything on this matter and then we shall again bring it to the notice of the Government of India'?

**Mr. K. P. Kannan Nayar** *(Secretary to Government).*—On the representation of the Secretary of the Ceylon Malayalee Mahajana Sabha, Government requested the Government of India for adequately safeguarding the interests of the Malayalee Immigrants in Ceylon during the investigation by the Immi-

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